



General Assembly

Substitute Bill No. 72

February Session, 2014



AN ACT CONCERNING LIABILITY FOR THE GROWING OF RUNNING BAMBOO.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (c) of section 22a-381e of the 2014 supplement
2 to the general statutes is repealed and the following is substituted in
3 lieu thereof (*Effective from passage*):

4 (c) No person shall plant running bamboo or allow running bamboo
5 to be planted on his or her property at a location that is [one hundred]
6 forty feet or less from any abutting property or public right-of-way.
7 [unless such planting is contained by a properly constructed and
8 maintained barrier system or such running bamboo is planted above
9 ground in a container or planter such that the running bamboo does
10 not come in contact with the surrounding soil.] Any person who
11 violates the provisions of this subsection shall be fined one hundred
12 dollars. In the case of a continuing violation, each day of continuance
13 shall be deemed a separate and distinct offense until such time as such
14 bamboo is removed or contained by a properly installed and
15 constructed barrier system. [The provisions of this subsection shall not
16 be deemed to apply to any running bamboo planted on or before
17 October 1, 2013.]

18 Sec. 2. Section 22a-381e of the 2014 supplement to the general

19 statutes is amended by adding subsection (f) as follows (*Effective from*
20 *passage*):

21 (NEW) (f) Allowing running bamboo to grow beyond the
22 boundaries of a parcel of property that a person owns shall be deemed
23 to be a nuisance.

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| This act shall take effect as follows and shall amend the following sections: | | |
| Section 1 | <i>from passage</i> | 22a-381e(c) |
| Sec. 2 | <i>from passage</i> | 22a-381e |

ENV *Joint Favorable Subst.*